

BIRCH, STEWART, KOLASCH & BIRCH, LLP

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**COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PATENT AND DESIGN APPLICATIONS**

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated next to my name; that I verily believe that I am the original, first and sole inventor (if only one inventor is named below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Invent Title:

BACKUP/RECOVERY SYSTEM AND METHODS FOR PROTECTING A COMPUTER SYSTEM

If In Appropriate:
Information -
For Use With All
Specification
Attached:

the specification of which is attached hereto. If not attached hereto,

the specification was filed on _____ as
the specification was filed on _____
(if applicable) and/or
the specification was filed on _____ as PCT
International Application Number _____
extended under PCT Article 19 on _____ (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as
I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal
Regulations, § 1.56.

I do not know and do not believe the same was ever known or used in the United States of America before my or our invention
was made, or patented or described in any printed publication in any country before my or our invention thereof or more than one
year prior to this application, that the same was not in public use or on sale in the United States of America more than one year
prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the
date of this application in any country foreign to the United States of America on an application filed by me or my legal
representative more than twelve months (six months for designs) prior to this application, and that no application for
patent or inventor's certificate has been filed in any country foreign to the United States of America prior to this
application by me or my legal representatives in assigns, parent or assigns.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent
or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having
a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

Invent Priority
Information
(If Appropriate)

(Number)	(Country)	(Month/Day/Year Filed)	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
8126682	Taiwan	December 14, 2000	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
(Number)	(Country)	(Month/Day/Year Filed)	<input type="checkbox"/> Yes	<input type="checkbox"/> No
(Number)	(Country)	(Month/Day/Year Filed)	<input type="checkbox"/> Yes	<input type="checkbox"/> No
(Number)	(Country)	(Month/Day/Year Filed)	<input type="checkbox"/> Yes	<input type="checkbox"/> No

I hereby claim the benefit under Title 35, United States Code, § 119(a) of any United States provisional application(s) listed below.

Invent Provisional
Application(s):
(If Any)

(Application Number)	(Filing Date)
(Application Number)	(Filing Date)

All foreign Applications, if any, for any Patent or Inventor's Certificate Filed More than 12 Months (6 Months for Designs) Prior to
the Filing Date of This Application:

Country	Application Number	Date of Filing (Month/Day/Year)

Invent Requested
Information:
(If Appropriate)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States and/or PCT application(s) listed below and
I claim the benefit of each of the claims of the application in and included in the prior U.S. and/or PCT
application in the manner provided by the first paragraph of Title 35, United States Code, § 112. I acknowledge the duty to disclose
information which is material to the patentability as defined in Title 35, Code of Federal Regulations, § 1.56 which became material
between the filing date of the prior application and the national or PCT international filing date of this application.

Invent Prior U.S.
Application(s):
(If Any)

(Application Number)	(Filing Date)	(Status - patented, pending, abandoned)
(Application Number)	(Filing Date)	(Status - patented, pending, abandoned)

I hereby appoint the following attorneys to prosecute this application and/or an international application based on this application and to transact all business in the Patent and Trademark Office connected therewith and in connection with the resulting patent based on instructions received from the entity who first sent the application papers to the attorneys identified below, unless the director or assistant provides said attorneys with a written notice to the contrary:

Raymond C. Stewart	(Reg. No. 21,066)	Terrell C. Birch	(Reg. No. 19,382)
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Joe McKinney Muncy	(Reg. No. 32,334)	Donald J. Daley	(Reg. No. 34,319)
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Character No. 2292

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like are made punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that willful false statements may jeopardize the validity of the application or any patent issued thereon.

GIVEN NAME/FAMILY NAME		INVENTOR'S SIGNATURE	DATE
Simon CHN		<i>Simon CHN</i>	Dec 23, 2000
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GIVEN NAME/FAMILY NAME		INVENTOR'S SIGNATURE	DATE
Residence (City, State & Country)		CITIZENSHIP	
MAILING ADDRESS (Complete Street Address including City, State & Country)			
GIVEN NAME/FAMILY NAME		INVENTOR'S SIGNATURE	DATE
Residence (City, State & Country)		CITIZENSHIP	
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GIVEN NAME/FAMILY NAME		INVENTOR'S SIGNATURE	DATE
Residence (City, State & Country)		CITIZENSHIP	
MAILING ADDRESS (Complete Street Address including City, State & Country)			

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